

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

SEP 13 2005

JOHN F. CORCORAN, CLERK
BY: *22*
DEPUTY CLERK

In accordance with the Memorandum Opinion entered this day, it is hereby

ADJUDGED AND ORDERED

that the respondent's motion to dismiss shall be and hereby is **GRANTED**; the petitioner's motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 shall be and hereby is **DENIED**; and this case shall be **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send certified copies of this Order and accompanying Memorandum Opinion to petitioner Ronald Shoemaker and to counsel of record for the respondent.

ENTER: This 13th day of September, 2005.


James L. Clark
Senior U.S. District Judge